

TITLE IV  
*DRIVER AND SAFETY EDUCATION*

CHAPTER 26  
DRIVER EDUCATION

[Prior to 9/7/88, see Public Instruction Department[670] Ch 6]

**281—26.1(256) Qualifications for instructors.** To be qualified as a classroom driver education instructor, a person shall have satisfied the educational requirements for a teaching license at the elementary or secondary level and hold a valid license to teach driver education in the public schools of this state. Street or highway driving instruction may be provided by a person qualified as a classroom driver education instructor or a person certified by the department of transportation and authorized by the board of educational examiners. A final field test prior to a student's completion of an approved course shall be administered by a person qualified as a classroom driver education instructor.

**281—26.2(256) Course standards.**

**26.2(1) Minimum time.** Schools shall provide for each student a minimum of 1800 minutes in classroom instruction, plus 360 minutes in supervised laboratory instruction, exclusive of observation time, in a dual control automobile.

**26.2(2)** An approved driver education course shall include the following provisions:

- a.* Each student shall be scheduled to receive classroom and laboratory instruction each week of the course.
- b.* A minimum of 240 minutes of substance abuse education will be included in classroom instruction.
- c.* Classroom instruction shall be limited to a maximum of 120 minutes per student in a single day.
- d.* Behind-the-wheel instruction shall be limited to a maximum of 30 minutes per student per session and a maximum of 60 minutes in a single day.
- e.* Two or more students shall be scheduled for all behind-the-wheel instruction to ensure that appropriate observation time is experienced.
- f.* Approval of courses by the department of education must be obtained prior to the beginning of a course. Application forms are provided by the department.
- g.* Approval for an experimental program may be granted by a department division administrator if based on student or school district need for improved instruction. The maximum duration of an experimental program shall be three years. Annual documentation of the effectiveness of instruction is required and must be submitted subsequent to program completion.
- h.* Routine maintenance of motor vehicles to maximize energy efficiency and safety shall be included in classroom instruction.
- i.* Operation of motor vehicles to maximize energy efficiency and safety shall be included in classroom instruction.
- j.* Each school district shall provide students who are absent from instruction an opportunity to make up a reasonable amount of time and coursework.

**26.2(3) Waiver provision.** Rescinded IAB 12/16/98, effective 1/20/99.

**281—26.3(256) Time on driving simulators.** When simulators are used for part of the behind-the-wheel driving experiences, four hours of simulator experience shall be considered equal to one hour of behind-the-wheel driving in the car. However, in addition to simulator time, a minimum of three hours of on-street, behind-the-wheel driving must be attained.

**281—26.4(256) Driving ranges.** When driving ranges are used in driver education courses, two hours of range experience shall be considered equal to one hour of on-street, behind-the-wheel driving. However, in addition to range time, a minimum of three hours of on-street, behind-the-wheel driving must be attained.

**281—26.5(256) Dual controlled cars.** Motor vehicles which are designed primarily for carrying nine or fewer occupants, excluding motorcycles and mopeds, are the only motor vehicles approved for use in driver education courses and each shall be equipped with a dual brake control. In addition, all driver education vehicles shall have an inside rearview mirror and an outside rearview mirror mounted on each side of the vehicle.

**281—26.6(256) Instruction permit.** The driver education teacher shall verify at the beginning of each course that each student possesses a valid instruction permit or driver's license. Each student shall be responsible for possessing an instruction permit or driver's license throughout all laboratory instruction and report any suspension or revocation to the driver education teacher prior to attending laboratory instruction.

**281—26.7(256) Special minor's license.** The school board or superintendent of the applicant's resident school shall ensure that the following requirements are met prior to certifying a need exists for the issuance of the special minor's license.

**26.7(1)** The applicant lives one mile or more from the applicant's school of attendance. Distance to the school of attendance shall in all cases be measured on the public highway only, starting in the roadway opposite the private entrance to the residence of the applicant and ending in the roadway opposite the entrance to the school grounds.

**26.7(2)** The applicant for the minor's school license is enrolled in instructional programs or involved in extracurricular activities at the applicant's school of attendance that occur at such times that make it impossible to take advantage of the school transportation service, or that the school transportation service is not provided.

This rule is intended to implement Iowa Code section 321.194.

**281—26.8(256) Motorized bicycle rider education.**

**26.8(1) Course approval.** An approved course shall consist of a minimum of six clock hours of classroom instruction or completion of a classroom course which includes the instructional components contained in 26.12(2).

*a.* Motorized bicycle driving experiences in addition to classroom instruction are permissible, but not required.

*b.* Any school district, area education agency, merged area school, other agency or individual planning to offer a motorized bicycle education course, must receive course approval prior to beginning. Application and analysis forms are provided by the department of education.

**26.8(2) Course content.** The following instructional components shall be incorporated in every motorized bicycle education course.

*a. Operator and motorized bicycle preparation.*

- (1) Knowledge of Iowa driving laws.
- (2) Knowledge of vehicle registration requirements.
- (3) Vehicle inspection.
- (4) Protective clothing and devices.
- (5) Risk assessment.
- (6) Route selection.

*b. Basic control skills.*

- (1) Starting procedures.
- (2) Speed control.
- (3) Turning.
- (4) Stopping.

*c. Safe driving practices.*

- (1) Use of lights and warning devices.
- (2) Signaling.
- (3) Maintaining directional control.
- (4) Perception skills and seeing.
- (5) Use of mirrors.
- (6) Hazards recognition.
- (7) Speed control.
- (8) Lane positioning.
- (9) Intersection concerns and conflicts.
- (10) Following distances.
- (11) Lateral separation.

*d. Complex situations.*

- (1) Limited visibility.
- (2) Adverse weather.
- (3) Critical situations.
- (4) Malfunctions.

*e. Motorized bicycle care.*

- (1) Inspection.
- (2) Maintenance.

**26.8(3) Evaluation.** Each student shall be evaluated to determine successful completion of the course.

**26.8(4) Teacher qualifications.** Teachers of an approved motorized bicycle rider education course shall possess a valid operator's or chauffeur's license and shall be able to operate a motorized bicycle.

This rule is intended to implement Iowa Code section 321.194.

**281—26.9(256) Motorcycle rider education.**

**26.9(1) Course content.** Every approved motorcycle rider education course shall include instruction which shall promote the development of perceptual skills, basic operational and street riding skills and shall include information about the use and effects of alcohol and other drugs.

**26.9(2) Course approval.** An approved course shall be a minimum of 15 clock hours in duration and comprised of 7 clock hours of classroom instruction and 8 clock hours of motorcycle operation in an off-street area.

*a.* Application forms are provided by the department of education and approval must be received from the department prior to the beginning of a course.

b. A waiver provision may be utilized provided that enrollees of such course can satisfactorily demonstrate knowledge and skill proficiency that meets or exceeds the level required for obtaining an Iowa driver's license endorsed for motorcycle operation.

**26.9(3) *Evaluation.*** Each student shall be evaluated to determine successful completion of the course according to knowledge and skill tests that indicate attainment of a proficiency level which meets or exceeds the level required for obtaining an Iowa driver's license endorsed for motorcycle operation.

**26.9(4) *Teacher qualifications.*** Teachers of an approved motorcycle rider education course shall possess a valid driver's license endorsed for motorcycle operation and have successfully completed a motorcycle instructor's course approved by the department of education.

**26.9(5) *Motorcycle rider education program grants.*** The sponsor of an approved motorcycle rider education program or course may apply for a grant amounting to a maximum of \$5,000. The program or course must be offered at a site which has not had one within the preceding three years from the date of grant application. The grant moneys must be used exclusively for program or course implementation.

Criteria for program grants include the following:

- a. Timeliness of application.
- b. Potential for the greatest number of course enrollees.
- c. Geographic area to be served.
- d. Distance proximity to other motorcycle rider education courses.
- e. Availability of funds.

Grant applications are to be submitted to the Iowa department of education on forms provided.

Grant recipients shall provide documentation as specified by the department of education and maintain records which comply with state of Iowa accounting procedures.

Unexpended funds of the grant shall be returned to the department of education by the subsequent June 1.

**26.9(6) *Motorcycle instructor preparation grants.*** An individual successfully completing an approved motorcycle rider education course who submits written verification of employment as an instructor of an approved course to be offered within the next 12 months may apply for an instructor preparation grant.

Only one grant of this type in the amount of \$300 can be received by an individual. Grant applications shall be submitted to the department on forms provided. The grants can be used only for attending a department-approved instructor preparation course.

An approved instructor accepted for enrollment in a department-approved chief instructor preparation course who submits written verification of employment as an instructor of an approved instructor preparation course to be offered within the next 12 months may submit a grant application to the department on forms provided. Only one grant of this type in the amount of \$2,000 can be received by an individual. The grants can be used only for attending a department-approved chief instructor preparation course.

Criteria for instructor preparation grants include the following:

- a. Timeliness of application.
- b. Degree of need.
- c. Potential for the greatest number of course enrollees.
- d. Availability to attend a scheduled course.
- e. Experience in motorcycle riding.

- f. Possession of an Iowa driver's license validated for motorcycle operation.
- g. Number of years having taught motorcycle rider education courses.
- h. Number of beginning motorcycle rider education courses taught.
- i. Number of students trained.
- j. Personal interview with department personnel.

Approval of each grant is dependent upon an applicant's satisfying the expressed requirements of this chapter and the funding availability of the department. Failure to complete an approved course will result in forfeiture of the grant and requires that the funds be returned to the department within 30 days of the commencement of the course intended for attendance.

**26.9(7) *Motorcycle rider education program reimbursement.*** The sponsor of an approved motorcycle rider education program will be reimbursed annually for each student who completes the approved course. The department shall determine annually the reimbursement amount and inform all sponsors by February 1 each year.

Reimbursement recipients shall provide documentation as specified by the department and maintain records which comply with state of Iowa accounting procedures.

These rules are intended to implement Iowa Code sections 282.6, 321.178, and 321.189.

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## CHAPTER 27

### IOWA INDUSTRIAL START-UP TRAINING PROGRAM

Rescinded IAB 9/7/88

## CHAPTERS 28 to 30

Reserved